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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/041,859	01/07/2002	Qihong Huang	087102 0272537	5405
32301	7590	09/20/2005	EXAMINER	
CATALYST LAW GROUP, APC 9710 SCRANTON ROAD, SUITE S-170 SAN DIEGO, CA 92121			RAWLINGS, STEPHEN L	
		ART UNIT	PAPER NUMBER	
			1643	

DATE MAILED: 09/20/2005

Please find below and/or attached an Office communication concerning this application or proceeding.



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10/041,859

APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
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EXAMINER

ART UNIT      PAPER

20050915

DATE MAILED:

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Commissioner for Patents

**Notice of Non-Responsive Amendment**

1. The amendment filed on June 23, 2005 is not fully responsive to the preceding Office Action mailed February 16, 2005 because of the following omission(s) or matter(s):

Applicant failed to place the application in compliance with the sequence rules set forth under 37 C.F.R. §§ 1.821-825, as was required by the preceding Office Action, by amending the specification to identify sequences disclosed therein, which are not identified in accordance with 37 C.F.R. 1.821(d). See 37 C.F.R. § 1.111.

2. It is noted that Applicant has traversed the objection to the specification because it fails to comply with said rules. Applicant has argued that the disclosures reciting, e.g., Ac-DEVD-AFC are not specific sequences. To the contrary, the exemplified sequence identifies a peptide consisting of the amino acid sequence Asp-Glu-Val-Asp, which is modified at the amino-terminus and also at the carboxy-terminus (i.e., N-acetyl-Asp-Glu-Val-Asp-AFC (where AFC = 7-amino-4-trifluoromethyl coumarin)). As noted in the preceding Office action, in accordance with 37 C.F.R. § 1.821(a), an unbranched sequence of 4 or more specifically identified amino acids (e.g., Asp-Glu-Val-Asp) or an unbranched sequence of 10 or more nucleotides must be identified by sequence identification numbers. See MPEP § 2422.01.

3. Since the above-mentioned reply appears to be *bona fide*, applicant is given **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR § 1.136(a).

4. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Stephen L. Rawlings, Ph.D. whose telephone number is (571) 272-0836. The examiner can normally be reached on Monday-Friday, 8:30AM-5:00PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Larry Helms, Ph.D. can be reached on (571) 272-0832. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).



Stephen L. Rawlings, Ph.D.  
Examiner  
Art Unit 1643

slr  
September 14, 2005